

DETAILED ACTION

Response to Amendment

The reply filed on 12/10/2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

Regarding the 3/14/2008 telephone call with Ms. Carol F. Barry, Examiner and Applicant's Representative discussed that the Examiner believes the claims were amended to a non-elected species (species drawn to Figure 3 elected). Upon finding support in the specification drawn to Figure 1 (non elected species), Examiner noticed that several features drawn to this limitation were not depicted in the drawings, and several reference numerals were unaccounted for (for example element 49, and the "second electrode"). Examiner suggests rectifying the language and support in the specification/drawings drawn the electrical stimulating assembly or pursuing prosecution of a different scope of subject matter drawn to the seal and probe assembly (15, 46, and 48). See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher D. Koharski whose telephone number is 571-272-7230. The examiner can normally be reached on 5:30am to 2:00pm EST.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nick Lucchesi can be reached on 571-272-4977. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Date: 3/14/2008

/Christopher D Koharski/
Examiner, Art Unit 3763

/Nicholas D Lucchesi/
Supervisory Patent Examiner, Art Unit 3763